Case Docket No. DAVI125.001CP1 Date: April 15, 2004

Page 1

In re application of

Daly, John

App. No.

10/658,093

Filed

September 9, 2003

For

CONSTRUCTS FOR GENE

**EXPRESSION ANALAYSIS** 

Examiner

Unknown

Art Unit

Unknown

CERTIFICATE OF MAILING

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

> pril 15 2004

Jennifer A. Haynes, Ph. D., Reg. No. 48/868

**COMMISSIONER FOR PATENTS** P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Transmitted herewith is a **PRELIMINARY AMENDMENT** in the above-identified application.

The fee has been calculated as shown below:

CLAIMS AS FILED						
R A	LAIMS EMAINING FTER MENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDITIONAL FEE
Total Claims	11	2—	72	= 40 ×	\$9	= \$360
Independent Claims	21	_	15	= 6×	\$43	= \$258
If application has been amended to contain multiple dependent claim(s), then add				<del> </del>	\$145	= \$145
Time Extension Fee			· · · · · · · · · · · · · · · · · · ·			\$0
					DITIONAL FE MENDMENT	<del></del>

- (X) The present application qualifies for small entity status under 37 C.F.R. § 1.27.
- (X) Return prepaid postcard.
- (X) A check in the amount of \$763 is enclosed.

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Page 2

(X) Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.

Jennifer A. Haynes, Ph. D. Registration No. 48,868

Agent of Record Customer No. 20,995

(415) 954-4114

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Daly, John

Appl. No.

10/658,093

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**EXPRESSION ANALYSIS** 

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April 15, 2004

Jennifer Alma Haynes, Ph.D., Reg. No. 48,868

## PRELIMINARY AMENDMENT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

Preliminary to examination on the merits, please amend the above-captioned patent application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 8 of this paper.

## 04/20/2004 WABDELR1 00000008 10658093

01 FC:2201 02 FC:2202 03 FC:2203

258.00 DP 360.00 DP 145.00 DP